	有比如子说《古姓》的,有多种种,这个数字的特别的"比较"的特别,如何特别的原种的特别。	The second of th
Caca 1.01_cv_00428_SAS	Document 97-46 Filed 09/17/2003	Page 1 of 37
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CHRISTOPHER WAYNE LESTER MADISON MEDICAL GROUP RECORDS 14-K

OTHER TESTS AND FINDINGS		
		·
CLINICAL IMPRESSION OF SOMATIC AMPLIFICATION		SCORE
SENSORY EXAMD OPEN: RESPONSE TO PINPRICK	(check)	•
16.1 No deficit of the well localized to dermatome(s)	0 🔲 1 🖸	
Deficit set to dermatome(s) but some inconsistency Non-ermatomal or very inconsistent deficit	2 🖼	7
Blata, impossible (i.e., split down midline of entire body with positive tuning fork tes		
		•
162 AMOUNT OF BODY INVOLVED (check)		_1
<15% 0 1 15-35% 15 36-60% 2 D >60% 3 D		
MOTOR EXAMINATIONS	(check)	
163 No deficit or deficit well localized to myotome(s)	0 🗆	
Deficit related to myotome(s) but some inconsistency Nonmyotomal or very inconsistent weakness, exhibits cogwheeling	1 🔟	
or giving away, weakness is coachable	2 🗆	7
Blatantly impossible, significant weakness which disappears when distracted	3 🛱	<u> </u>
16.4 AMOUNT OF BODY INVOLVED (check) <15% 0□ 15-35% 15 36-60% 2□ >60% 3□		1
,	(check)	
TENDERNESS 165 No tenderness or tenderness localized to anatomically sensible structure.	(check)	
Tenderness not well localized, some inconsistency	ī 🗖	
Diffuse or inconsistent tenderness, multiple structures (skin, muscle, bone, etc.)	2 X	_
Impossible, significant tenderness of multiple structures (skin, muscle, bone, etc.)	3 🗆	2
which disappears when distracted	, 	
16.6 AMOUNT OF BODY INVOLVED (check)		,
<15% 0 15-35% 1 36-60% 2 >60% 3		
DIFFERENTIAL STRAIGHT LEG RAISING (SLR)		
167 The difference between SI D tests performed in the sugine and sitting positions (the	patient is dist	acted
in the sitting position by examining the bottom of his/her feet). Example: supine Si	.K positive at 1	υ-,
seated SLR positive at 50°, difference = 40°. (check) Difference <20° 0 20 - 45° 1 >45° 2 54		0
Difference <20° 0 20 - 45° 1 >45° 2 No pain seated, but strongly positive SLR when supine at less than 45° 3		<u> </u>
	TOTALS	CORE 12
	IOIALS	CORE
COMMENTS		
Tologia H. I. a		
welled consider through the	Zajeno	
Simston maconfiedin		
0 //		
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Page 4 Patient's Name Arest Poter Date of Exam 05/2/01 laim Number
18. RADIOGRAPHIC EXAM PLYES No Date Type (Plain, T, MR, Myelogram) Findings (Attachreportif available): C-Opinf + L-Spinf + Aboulder All All wound
Patient Position During X-ray: Recumbent Weight Bearing Unknown 19. CLINICAL DIAGNOSIS (Please indicate appropriate ICD-9 codes) and give written description. Generic diagnoses are printed for your convenience; you
may substitute other diagnoses. If an expriate, multiple diagnoses can be designated.)
SOFT TISSUE Lumbar sprain (train (847.2) Facet syndrome (724.8) Lumbosacral sprain/strain (846.0) Lumbar subluxation (839.20) or segmental dysfunction (739.3) (circle)
DISC ☐ Lumbar disc displacement without myelopathy (with or without radiculitis) (722.10) ☐ Lumbosacral radiculitis (724.4) SACROILIAC ☐ Sacroiliats (720.2) ☐ Sacroiliac subluxation (839.42) or segmental dysfunction (739.4) (circle)
OTHER:
20. RECOMMENDATIONS, OPINION, REFERRALS, TX PLAN OR REDIRECTION: Two taking OX // CONTIN
1) A to NSALD'S
4) Parch evol for St warmification
21. AUTHORIZATION(S) REQUESTED FOR:
22 PHYSICIAN'S SIGNATURE DATE 5/21/01

Workers Compensation Division

USE BLACK INK Patient Histor		Page 5
PatientName: Critical To Be Completed SSN Date of Injury: 03/1/0/L Date of Birth: 17/ Claim Number 2 0008 468 41 Date of Exam: 05/2/1/21 To Be Completed PHYSICIAN MUST SUBMITTHIS FORM WITH LOW BACK EXAM	Address: Phone: TOP DEC OSA SED FEIN:	
TO BE COMPLETED BY PATIEN	T (ASSISTANCE PERMITTE	D)
Present History 1. What are your problem? Poor L Therefore Touck Touck	7. Have your discussed your problem with your supervisor? Yes No 8. Is there modified or alternative work at your job? Yes No Don't Know 8.1 Are you now working? Yes No 8.2 If yes, employer 8.3 If yes, your job title	
4. Have you had this type of complaint before? TYes and When? Where? Back middless and beach A second of the problem/paint per and part of the problem. Back middless and problem/paint per and part of the problem.	☐ Left Shoulder ☐ Back ☐ Right Leg ☐ Right Shoulder ☐ Left Hip	
4.1 How did that earlier complaint occur? Plob; le Rom Cael on me 5. What is the name of your employer?	Other 10. Your problem/pain is: When you urinate or move your bowels	N. Different
5.1 What is the type of business of that company? Trucking Coat	Mid-day)
5.2 What was your job title when problem began? Truck Driver 5.3 What was your usual job? (Job Tasks)	Walking	_ o
Drive Truck Tarp maintane Truck 5.4 Describeyourjob basks. Drive Truck need. On: it and sucure lack	12. What has helped this complaint the most? Noth 13. What has not helped or made this complaint worse? 14.1 Do you get pain at the tip of your tailbone? Yes	O No
5.5 What job were you performing when problem began? Pre trip	14.2 Does your whole leg ever become painful? 14.3 Does your whole leg ever go numb? 14.4 Does your whole leg ever go numb? 14.5 In the past year, have eyou had any spells with very little pain? 14.6 Have you had any intolerance to your	No No
6 Who is your immediate supervisor? Tarry Cobb 784 2158 Name Phone Number	treatment or reaction to treatment?	D No

	Claim ! ser Page 6
Past History	20. Do you have a family doctor? Yes O No
15. Have you ever had a spine X-ray, CT scan, MRI or myelogram?	Name: DuSnada
X-ray Z Yes Q No CAAC	Phone No: 769 5170
When Where Results Doors Mar. Fer.	21. Allergies to food, medicine or other? Yes No
MRI 20 Yes O No	
When/Where/Results 15hlog place	List
CT scan 2 Yes D No	.
When/Where/Results CAm (nem	<u> </u>
Myelogram C Ye No	
When/Where/I	22. Do you smoke, rub, or chew tobacco? Q Yes 2 No
	23. Do you drink beer, wine or liquor? • Yes • No
16. Have you ever been hospitalized for neck, arm, back, hip or	How Much?
leg complaints/pain?	23.1 Everhave an alcohol problem? O Yes No
Which/When/Where	24. Do you drink coffee or tea or caffeine drinks?
17. What other medical problems do you have?	Yes O No How much per 24 hours? 100
☐ Heart, blood pressure, or circulation problems (circle)	25. How much formal education do you have?
🔾 Diabetes 🔾 Gout	College or higher (specify)
D-Arthritis D Cancer	Vocational Training
C) Other	High School Diploma
	O GED
18. Have you been hospitalized for any of the above problems?	G Grade Completed
O Yes Qr No	26. Do you have other family members with serious back or
Which/When	neck problems? Tes O No Are they disabled? Tes O No
19. What medicines are you now taking, including over-the-	· ·
Counter? Ox yeat in 40 Flameil 10, Paril Atium Panelor	27. Any additional comments:
Tarri, Mr. om , tarres	
Where is your pain? How does it feel? Draw your pain using the following key. I	Do not indicate areas of pain which are not related to your present injury or condition.
Draw in your face.	
	()
KEY	.) (
Stabbing /// BACK	FRONT
View View	{ } \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
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Aching, ^^^ Left \ \ \ \ \ \ Right	Right \ \ \ \ \ Left
Throbbing	/ \ \ \
Numbness = = =	\
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Other	1. x
Signature of person completing form	Ilata Date 05.21-0
If signature is not of patient, then state relationship to pat	ient

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** VENDOR COPY **

1024458

Bob Wise Governor Robert J. Smith Commissioner



West Virginia Bureau of Employment Programs • Job Service/Job Training Programs • Labor Market Information . Unemployment Compensation . Workers' Compensation as equal apportunity/affirmative action employer

May 28, 2001

MADISON MEDICAL PLLC 705 MADISON AVENUE MADISON, WV 25130

CHRISTOPHER W LESTER SR P.O. BOX 1113 DANVILLE, WV 25053

Claim 2000046841 Re: S.S.N. 3340 D.O.I. 03/10/2000

PLEASE READ CAREFULLY - AUTHORIZATION DECISION

The request from RIAZ RIAZ UDDIN MD dated 05/24/2001, is Approved.

authorization for change of medications Effexor XR 75, Valium 5mg, and Pamelor 50mg **further consideration upon receipt of the request from the physician**

Authorized Dates are 05/25/2001 through 06/24/2001.

Your authorization number is 300030025.

For procedures, such as surgery, that are authorized and require multiple providers, the attending physician should share the authorization number with those providers to assure payment of

If it is later determined you are not entitled to authorized services, payment will be recovered.

Any party to this claim may protest this decision within 30 days from the date you receive this letter. You must send a written protest, along with a copy of this order, to the Office of Judges, P.O. Box 2233, Charleston, WV 25328-2233 and to the Supervisor, Claims Defense Litigation, P.O. Box 4317, Charleston, WV 25364-4317. Copies must also be sent to all other parties to the claim.

After the protest is filed, all parties may negotiate a final settlement of any and all issues in a claim, excluding medical benefits. To inquire about settling this claim, contact Workers' Compensation Internal Management Services, Settlement Unit, at P. O. Box 3587, Charleston, WV 25336-3587.

If you have any questions or concerns, you may reach me at 304-926-5097.

Workers' Compensation Division

CC: D & M TRUCKING CORPORATION INC

BY: Nena Peay

D & H INCKING CORFORATION RIAZ RIAZ UDDIN MD KOZAK JOHN H RIAZ RIAZ UDDIN MD VASS VOCATIONAL SERVICES

Claims Representative 3/Senior

RECEIVED MAY 30

Workers' Compensation Division - Office of Claims Management Post Office Row 431 Charleston West Viroinia 25322-0431 * http://www.state.wv.us/bep

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** VENDOR COPY **

1024458

Bob Wise Governor Robert J. Smith

Commissioner



West Virginia Bureau of Employment Programs

• Job Service/Job Training Programs • Labor Market Information

• Unemployment Compensation • Workers' Compensation

an equal apportunity/alliamative action employer

April 2, 2001

MADISON MEDICAL PLLC 705 MADISON AVENUE MADISON, WV 25130

CHRISTOPHER W LESTER SR P.O. BOX 1113 DANVILLE, WV 25053 Re: Claim 2000045841 S.S.N. 934 D.O.I. 03/10/2000

PLEASE READ CAREFULLY - AUTHORIZATION DECISION

The request from MADISON MEDICAL PLLC dated 03/14/2001, is Approved.

authorization for the medication Oxycontin 40mg **further consideration will require a detailed medical report with weaning and tapering attempts, or plan to do the same**

Authorized Dates are 03/30/2001 through 06/30/2001.

Your authorization number is 300012223.

For procedures, such as surgery, that are authorized and require multiple providers, the attending physician should share the authorization number with those providers to assure payment of their bills.

If it is later determined you are not entitled to authorized services, payment will be recovered.

Any party to this claim may protest this decision within 30 days from the date you receive this letter. You must send a written protest, along with a copy of this order, to the Office of Judges, P.O. Box 2233, Charleston, WV 25328-2233 and to the Supervisor, Claims Defense Litigation, P.O. Box 4317, Charleston, WV 25364-4317. Copies must also be sent to all other parties to the claim.

After the protest is filed, all parties may agree to seek mediation services. If so, you may contact the Mediation Unit at P.O. Box 2964, Charleston, WV 25330-2964.

If you have any questions or concerns, yWorkers' Compensation Division7.

BY: Nena Peay

CC: D & M TRUCKING CORPORATION INC
KOZAK JOHN H
VASS VOCATIONAL SERVICES

Nena reay Claims Representative 3/Senior

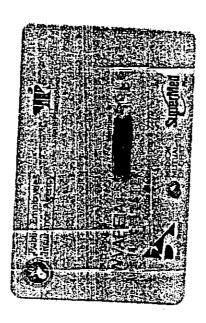
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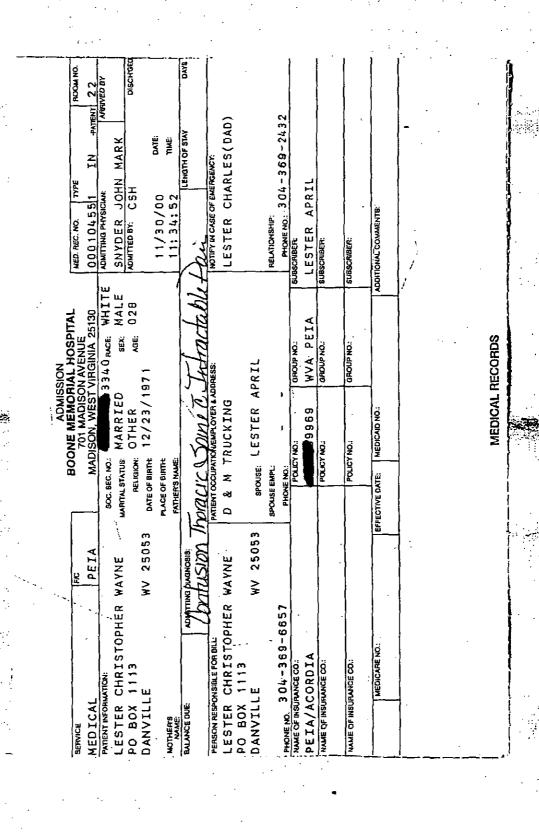
Workers' Compensation Division - Office of Claims Management

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BOONE MEMORIAL HOSPITAL HISTORY AND PHYSICAL

PATIENT NAME: LESTER, CHRISTOPHER MR#: 104551 DATE: 11/30/2000

J. MARK SNYDER, D.O. PHYSICIAN:

CHIEF COMPLAINT: Back pain.

HISTORY OF CHIEF COMPLAINT: Mr. Lester is a 28-year-old white male with a history of chronic low back and leg pain secondary to compensable injury. He was walking down steps when his right leg gave out from under him, and he fell backwards, striking his back on the steps. He immediately had severe pain in his back with difficulty walking. He came directly to the emergency The states the pain is in the middle to low back, no radiation, no progressive weakness in his legs. He experienced no incontinence.

Significant for chronic low back and left shoulder PAST MEDICAL HISTORY: pain secondary to work injuries. Negative for known history of myocardial infarction, stroke, cancer, or diabetes. He has been recently suffering from some depression.

ALLERGIES: ALLERGIES GIVEN AS NONE.

MEDICATIONS: Oxy-Contin 20 mg two times per day to three times per day, Vicodin prn severe pain, Paxil 20 mg once daily, Ativan prn.

SOCIAL HISTORY: The patient is a nonsmoker and nondrinker. He is married and lives with his wife and one child.

FAMILY HISTORY: Noncontributory.

REVIEW OF SYSTEMS: Consistent with above.

PHYSICAL EXAMINATION:

GENERAL APPEARANCE: An alert and oriented white male in moderate pain.

VITAL SIGNS: Stable.

SKIN: Warm and dry with adequate turgor, no abnormal lesions.

HEENT: Within normal limits.

NECK: Supple.

LUNGS: Lung fields were clear.

HEART: Regular.

ABDOMEN: Obese. Active bowel sounds.

EXTREMITIES: Present times four with no cyanosis, deformity, or edema. He had limited motion of the left shoulder, especially internal and external rotation. He had difficulty with straight leg raising. The deep tendon The deep tendon

reflexes were symmetrical. BACK: Examination of the back shows no outward contusions. There is point

tenderness down the lower dorsal spine. NEUROLOGIC: The patient is alert and oriented to person, place, and time with no focal lateralizing signs.

Continued ...

DOCTOR'S OFFICE COPY

HISTORY AND PHYSICAL

BOONE MEMORIAL HOSPITAL HISTORY AND PHYSICAL

PATIENT NAME: LESTER, CHRISTOPHER MR#: 104551 DATE: 11/30/2000

PHYSICIAN: J. MARK SNYDER, D.O.

CONTINUATION- PAGE 2

LABORATORY DATA: X-rays suggest a wedge deformity of T11, unsure if it is new or old.

ASSESSMENT:

- Severe back contusion.
 Underlying chronic low back and shoulder pain.

PLAN: Admission for pain control, physical therapy as necessary.

J. MARK SNYDER, D.O.

JMS:mrs/MT D: 12/31/2000 T: 12/31/2000

DOCTOR'S OFFICE COPY

HISTORY AND PHYSICAL

BOONE MEMORIAL HOSPITAL DISCHARGE SUMMARY

PATIENT NAME: LESTER, CHRISTOPHER MR#: 104551 PHYS: SNYDER DATE OF ADMISSION: 11/30/2000 DATE OF DISCHARGE: 12/04/2000

PERTINENT LABORATORY, ELECTROCARDIOGRAM, AND X-RAY FINDINGS: The chest x-ray on admission was negative. X-ray of the dorsal spine suggested a wedge deformity at T11, not sure if it is old. The left rib study was negative, right rib study was negative. Lumbar spine x-rays were negative. Cervical spine x-rays were negative. The urinalysis was clear.

COURSE IN THE HOSPITAL: The patient was admitted to the general medical floor. He was given Oxy-Contin 10 mg three times per day along with Elavil 25 mg at hour of sleep, Paxil 20 mg daily, Demerol 50 mg intravenous every 4-6 hours, Ativan 0.5 mg two times per day. Over the course of the next couple of days, his pain very gradually resolved to the point of tolerable with medications. He developed a productive cough and was placed on Alupent. When stable and ambulatory, he was discharged to home to continue rest. He will continue Oxy-Contin at 40 mg three times per day, Vicodin ES to supplement Oxy-Contin if necessary for pain. He will be maintained on a Z-Pak. He will use his regular medications. He is re-appointed to follow up with me in the office in seven days.

J. MARK SNYDER, D.O.

JMS:mrs/MT D: 12/31/2000 T: 12/31/2000

DOCTOR'S OFFICE COPY

DISCHARGE SUMMARY

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Avoid intercourse till further instruction	Encourage as tolerated	☐ May not go back to work	
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MADISON MEDICAL, P.L.L.C 705 MADISON AVE. MADISON, WV 25130 PHONE (304) 369-1742

FAX COVER SHEET

ro: Workers	Comp
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RE: Christing	She lester
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DATE: 11- 16	-01
ADDITIONAL COMM	ENTS Rx auth

CONFIDENTIALITY NOTICE: THE DOCUMENTS ACCOMPANYING TRIS FACSMILE TRANSMISSION CONTAIN CONFIDENTIAL INFORMATION BELONGING TO THE SENDER WHICH IS LEGALLY PRIVILEGED. IF YOU ARE NOT THE INTENDED RECIPIENT YOU ARE HEREBY NOTIFIED THAT ANY DISCLOSURE, COPYING, DISTRIBUTION OR TAKING OF ANY ACTION IN RELIANCE ON THE CONTENTS OF THIS TELECOPIED INFORMATION IS STRICTLY PROHIBITED. IF YOU RECEIVED THIS FACSMILE IN ERROR PLEASE NOTIFY US BY TELLEPHONE 304-369-5170 TO ARRANGE THE RETURN OF THE ORIGINAL DOCUMENTS TO US, THANKYOU.

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MADISON MEDICAL, P.L.L.C 705 MADISON AVE. MADISON, WV 25130 PHONE (304) 369-5170 FAX (304) 369-1742

FAX COVER SHEET

10. Workers Comp
FROM: Delilin/Dr. John Snyder
RE: Christophu lester
NUMBER OF PAGES INCLUDING COVER SHEET: 2
DATE: 11- 16-01
ADDITIONAL COMMENTS: Rx Auth

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MADISON MEDICAL, PLLC 705 MADISON AVENUE MADISON, WV 25130 PHONE (304) 369-5170 FAX (304) 369-1742

Date: 11-16-01

WY WORKER'S COMPENSATION P.O. BOX 431 CHARLESTON, WV 25322-0431

TO WHOM IT MAY CONCERN:

Sincerely, Dubli

Please authorize the purchase of the following medications for this patient for the treatment of his/her compensable injury.

Physician: 101- John Snyder
Physician: 101- John Snyder Patient: Christopher Lester
SSN: 3340
CLAIM NO.: 2000046841 DOI: 3-10.00
RX'S: Oxycontin 40 mg 1 TID
For the treatment of: 847. 0

auwh/01-01-96/*6

NDOR COPY **

1024458

Bob Wise Governor Robert J. Smith Commissioner



West Virginia Bureau of Employment Programs

August 29, 2001

MADISON MEDICAL PLLC 705 MADISON AVENUE MADISON, WV 25130

CHRISTOPHER W LESTER SR P.O. BOX 1113 DANVILLE, WV 25053 Rê: Claim 2000046841 S.S.N. 3340 D.O.I. 03/10/2000

PLEASE READ CAREFULLY - AUTHORIZATION WITHHELD

The request from Madison Medical/John Synder, DO, dated 08/09/2001, for Oxycontin 40mg is withheld pending detailed narrative with weaning and tapering plan previously requested by letter dated 04/02/2001.

physician was ask to submit weaning and tapering plan as authorization exceeds narcotic guidelines

If you have any questions or concerns, you may reach me at 304-926-5097.

CC: D & M TRUCKING CORPORATION INC
KOZAK JOHN H
RIAZ RIAZ UDDIN MD
VASS VOCATIONAL SERVICES

Workers' Compensation Division
BY: Nena Peay
Claims Representative 3/Senior



RECEIVED AUG 3 1 200

Workers' Compensation Division - Office of Claims Management



705 Madison Avenue • Madison, WV 25130 Phone (304) 369-5170 • Fax (304) 369-1742

Robert B. Atkins, M.D. Family Practice

John Mark Snyder, D.O.

General Practice

November 28, 2001

Ron D. Stollings, M.D. Internal Medicine, Geriatrics

Barbara J. Koster, MSN-RNC Nurse Practitioner

Acordia Of WV
1 Hillcrest Drive East
P O Box 1551
Charleston, WV 25326

SSN: -3340 RE: Christopher Lester

To Whom It May Concern:

I am writing this letter at the request of Christopher Lester. He would like to have an evaluation for gastric bypass procedure. Chris is presently 298 pounds at a height of 5'7" with progressive low back pain for which he is under the care of compensation for. Chris has tried numerous attempts in the past to lose weight. Due to his over increasing weight complicated by severe chronic low back pain, now narcotic requiring, I would appreciate approval for surgical consult for gastric bypass procedure. I think this is a reasonable alternative for Chris

Sincerely,

John M. Snyder, D. O.

JMS:bw

DAY SURGERY CENTER HISTORY AND PHYSICAL

3687 CHART#

PATIENT: Christopher Lester	SS#: 3340
ADDRESS: P. O. Box 1113	DOI: <u>03/10/00</u>
Danville, WV 25053	CL#: 2000046841
PT'S DOB:	PH#: 304-369-6657
EXAM DATE: February 28, 2001	-
REQUESTING CONSULTING PHYSICIAN:	J. Mark Snyder, MD
EXAMINING PHYSICIAN: Francis M. Sa	aldanha, MD

CHIEF COMPLAINT: Chronic low back pain, left shoulder pain, as well as some neck pain.

HISTORY OF PRESENT ILLNESS: Christopher Lester is a 29-year-old white male who was referred to me by Dr. Snyder. He suffered work-related injuries about a year ago. He suffered previous injuries in 1993, and was off for almost four and a half years. He was treated with trigger point injections, etc., by Dr. Nelson and eventually returned to work. He got hurt when he fell off a coal truck last March and has been under the care of Dr. Snyder. He has been off work since then. He is scheduled to follow up with Dr. Loimil regarding his left shoulder. He described chronic back pain, aggravated by increased walking, standing, twisting and bending, etc. He also noted that any range of motion involving the left shoulder girdle produced a lot of pain. He also has increasing pain in the neck.

REVIEW OF SYSTEMS: A review of systems indicates that he has problems with asthma. He has no hypertension, diabetes, bladder or bowel dysfunction.

NEURORADIOLOGIC WORKUP: His workup has been fairly extensive and it appears that his cervical and lumbar MRIs were negative for disc herniations, etc.

PFMSH: He used to work as a coal truck driver. He has had no surgical procedures in the past, There is no litigation pending and he does not smoke or consume alcoholic beverages.

CURRENT MEDICATION: His medications include OxyContin, Flexeril, Paxil and Agran, prescribed by Dr. Snyder.

Vital signs: Blood pressure was 151/119, heart rate 89 and respiration 16RECEIVED NOV 1 3 2001

Appearance and Demeanor: Friendly and cooperative.

History and Physical RE: Christopher Lester February 28, 2001 Page 2

Gait: Slow and painful

Ability to perform calf raises and squat: He cannot perform calf raises or squat.

Orientation to time, place and person: Normal.

Tests of coordination (finger/nose): Normal.

Cranial Nerves:

III, IV and VI: Normal eye movements.

V: Normal sensation over face VII: Facial grimace, symmetrical. VIII: No hearing impairment. XI: Shoulder shrug equal. XII: Tongue in the mid-line.

Stance: Painful.

Skin examined for scars, psoriasis, eczema, tattoos, etc.: Negative findings.

Cervical adenopathy: None.

Peripheral vascular system examined for edema, swelling and varicose veins: Negative findings.

Cervical/Thoracic Spine Exam:

Inspected for stiffness, torticollis, deviation, scoliosis, etc: Negative findings.

Palpated for significant tenderness of the paraspinous muscles, facet joints, spinous processes, etc.: Significant tenderness of the right paraspinous musculature.

Range of Motion: Within normal limits.

Lumbosacral Spine exam: Inspected for guarding, spasm, scoliosis, lordotic curve reduction or exaggeration, etc.: Negative findings.

Palpated for significant tenderness of the paraspinous muscles, spinous processes and facet joints: Significant tenderness of the humbar facet joints on both sides.

Range of Motion: Significantly diminished in all directions.

History and Physical RE: Christopher Lester February 28, 2001 Page 3

Seated straight leg raising test: Negative at 90° on both sides, representing a positive Waddell's sign.

Extremities checked for muscle tone, wasting, atrophy, tremors, etc.: Negative.

Motor function checked for muscle strength in all extremities: 5/5 muscle strength in both lower extremities and the right upper extremity. There is discomfort in the left upper extremity during muscle strength examination.

Sensory function checked for perception to touch and pinwheel stimulation: Normal responses.

Reflexes including bilateral biceps, triceps, patella and ankle: Within normal limits.

DIAGNOSIS/TREATMENT PLAN AND RECOMMENDATIONS: Lumbar facet arthropathy and cervical strain, left shoulder arthrosis. I recommend two sessions of facet joint injections in the back and trigger point injections in the neck. I'll proceed as soon as authorization has been obtained. I will defer any treatment regarding his left shoulder to Dr. Loimil. I recommend that Dr. Snyder continue his medications after the low back injections have been completed. I feel he may be deemed as having reached MMI regarding the low back, but that decision will have to be made by Dr. Snyder and Dr. Mir. FMS/las

Francis M. Saldanha, MD

D: 02-28-01 T: 03-05-01

cc: Christopher Lester
J. Mark Snyder, MD
Saghir, Mir, MD
WV Workers' Compensation

DAY SURGERY CENTER **PROGRESS NOTES**

3687 CHART#

PATIENT: Christopher Lester	SS#: 3340
ADDRESS: P. O. Box 1113	DOI: 03/10/00
Danville, WV 25053	CL#: 2000046841
PT'S DOB: 471	PH#: 304-369-6657
EXAM DATE: November 5, 2001 REQUESTING CONSULTING PHYSICIAN:	J. Mark Snyder, MD
EXAMINING PHYSICIAN: Francis M. Sa	
<u> </u>	

FOLLOWUP: Christopher Lester is here for his trigger point injections. This is the last treatment. He states there is no doubt that the facet joint injections have given him good relief. I'd like to re-evaluate him in a couple of months and make a decision regarding further treatment at that time. He was discharged in good condition. FMS/las

D: 06-20-01 T: 06-20-01

DAY SURGERY CENTER **PROGRESS NOTES**

CHART# 3687

PATIENT: Christopher Lester	SS#: 43340
ADDRESS: P. O. Box 1113	DOI: 03/10/00
Danville, WV 25053	CL#: 2000046841
PT'S DOB: Danyme, WV 25055	PH#: 304-369-6657
EXAM DATE: <u>June 20, 2001</u>	
REQUESTING CONSULTING PHYSICIAN:_	J. Mark Snyder, MD
EXAMINING PHYSICIAN: Francis M. S	Saldanha, MD
FOLLOWUP: Christopher Lester is not doing to help him. He had his facet injections performed to	oo well overall, but we are trying our best to day and he'll be back in two or three weeks for
his final treatment. We'll reassess his progress at t	that time: FMS/las
	Joseph Jon
•	Francis M. Saldanba, MD

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** VENDOR COPY **

1024458

Bob Wise Governor Robert J. Smith Commissioner



West Virginia Bureau of Employment Programs • Job Service/Job Training Programs • Labor Market Information • Unemployment Compensation • Workers' Compensation an agual opportunity/affirmative action employer

October 17, 2001

MADISON MEDICAL PLLC 705 MADISON AVENUE MADISON, WV 25130

CHRISTOPHER W LESTER SR P.O. BOX 1113 DANVILLE, WV 25053

Claim 2000046841 Re: S.S.N. 03/10/2000

PLEASE READ CAREFULLY - AUTHORIZATION DECISION

The request from CHARLESTON PAIN MANA dated 10/16/2001, is Approved. authorization for the last trigger point injection

Authorized Dates are 10/16/2001 through 01/16/2002.

Your authorization number is 300077483.

For procedures, such as surgery, that are authorized and require multiple providers, the attending physician should share the authorization number with those providers to assure payment of their bills.

If it is later determined you are not entitled to authorized services, payment will be recovered.

Any party to this claim may protest this decision within 30 days from the date you receive this letter. You must send a written protest, along with a copy of this order, to the Office of Judges, P.O. Box 2233, Charleston, WV 25328-2233 and to the Supervisor, Claims Defense Litigation, P.O. Box 4317, Charleston, WV 25364-4317. Copies must also be sent to all other parties to the claim.

After the protest is filed, all parties may negotiate a final settlement of any and all issues in a claim, excluding medical benefits. To inquire about settling this claim, contact Workers' Compensation Internal Management Services, Settlement Unit, at P. O. Box 3587, Charleston, WV 25336-3587.

If you have any questions or concerns, you may reach me at 304-926-5097.

Workers' Compensation Division
BY: Nena Peay

CC: D & M TRUCKING CORPORATION INC

Claims Representative 3/Senior

KOZAK JOHN H RIAZ RIAZ UDDIN MD CHARLESTON PAIN MANAGEMENT CONS I VASS VOCATIONAL SERVICES



Workers' Compensation Division - Office of Claims Management TAY LANGUAGE DECORD DAD LA NAME // MARKE state WOLK/hen

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JOHN D. JUSTICE, M.D.



ATRIC SERVIC

FORENSIC PSYCHIATRIC INDEPENDENT MEDICAL EVALUATION

NAME: Christopher Lester DATE OF INJURY: 03/10/00 CLAIM #: 2000046841

SS# 3340

DATE OF BIRTH: 71

AGE: 20

DATE(S) OF EVALUATION: 09/18/01 PSYCHIATRIST: John D. Justice, M.D.

CONSENT: The claimant was explained the nature and purpose of the evaluation including that the examiner is a forensic psychiatrist and the examination is for Workers' Compensation in application for disability. It was explained that information given by the claimant will not be regarded as privileged and confidential and that a written report will be issued to the referring party. It was explained that in the case of litigation I may be called to testify as to information gathered during the course of this evaluation, that the examination does not constitute a physician/patient relationship. The claimant consented to the examination.

Opinions are expressed to a reasonable degree of medical certainty and are based on the information available at the time of dictation. Opinions may change, based on additional information.

QUALIFICATIONS OF THE EXAMINER(S):

John D. Justice, M.D.

- 1) President, CEO, and Medical Director, WV Psychiatric and Forensic Services
- 2) Attending Physician and Medical Director, Thomas Memorial Hospital
- 3) Forensic Fellowship Training University of Florida
- 4) Diplomate American Board of Psychiatry and Neurology
- 5) Diplomate Added Qualifications Examination in Forensic Psychiatry
- 6) American College of Forensic Examiners
- 7) Licensed to practice medicine in West Virginia, Florida and Pennsylvania

RECEIVED NOV - 1 man

West Virginia Psychiatric Services

304-766-4421 Fax 304-766-4461

Justicemd@aol.com

400 Division Street, Suite 14 So. Charleston, WV 25809

500688,015,0373

Page 2 - Psychiatric IME Evaluation

RE: Christopher Lester

Date: 09/18/01

8) Member of the American Psychiatric Association, American Medical Association, American Academy of Psychiatry and Law.

9) Clinical Faculty West Virginia University School of Medicine, Director of Forensic Psychiatry Education Program, Charleston Division

10)Clinical Faculty Forensic Psychiatric Fellowship West Virginia School of Medicine, Department of Behavioral Medicine and Psychiatry, Morgantown Division

11) Adjunct Faculty, Mental Health Law, West Virginia University College of Law

REVIEW OF RECORDS: I reviewed the accompanying medical records and past medical/psychiatric records in their entirety.

The forensic psychiatric examination consists of taking the history of the accident, including past medical history, family history, and social history. In addition a mental status examination was performed. This consisted of a face to face qualitative mental status examination, as well as the administration of standardized mental test instruments. Finally, available medical records were reviewed, data analyzed, and findings reduced to a report.

CHIEF COMPLAINT: Mr. Lester reports chronic pain in his low back, left shoulder, neck, numbness in his legs, crying spells, irritability and feeling worthless.

HISTORY OF PRESENT ILLNESS: This is a 29 year old married male who was injured March 10, 2000 when he was employed as a truck driver. He stated "I got on the truck, I fell backwards and hit the back of my head on the cinder. I woke up wondering what I was doing under the truck. I was told I was unconscious for 45 to 55 minutes".

He identified hitting his head on a truck which was parked beside his truck. He reported injuring his left shoulder, his back and his right neck.

Since the injury of 03/10/00 he has experienced chronic back pain, recurring headaches and the buckling of his legs. He stated "Last November I fell and broke four ribs. One month ago I fell and bruised my left hip. I have trouble with my legs going numb".

The claimant has received medical intervention from Dr. Snyder including physical therapy, utilization of a cane, analgesics, treatments of a narcotic and non-narcotic nature, muscle relaxants, and radiological evaluation. An audiogram showed some hearing loss bilaterally but no evidence of fracture or direct injury to the internal canal. MRI of the shoulder was negative. Previous injury of T11-12 fracture was noted in 1994. X-rays of the left shoulder and acromicolavicular joint were done and read as being normal, MRI of the cervical and lumbar spine were read as negative for disc herniation. Nerve conduction studies of the upper extremity by Dr. Pratt were negative. MRI of the left shoulder showed no evidence of pathology. Finally, the claimant has been treated by Dr. Saldanha at the pain clinic who recommended facet joint injections to the low back and trigger point injections for the neck. Lastly, he was seen by Dr. Mir on 06/26/01 who diagnosed cervicodorsal and left scapular strain with cervical root irritation, lumbosacral strain, sprained left shoulder and AC joint, blunt trauma to the left rib cage, sprain of left knee, cerebral concussion. He opined the claimant would benefit from vocational rehabilitation with an FCE

West Virginia Psychiatric Services

304-766-4421 Fax 804-766-4461 Jjusticemd@aol.com Page 3 - Psychiatric IME Evaluation

RE: Christopher Lester

Date: 09/18/01

recommended. He felt the claimant was not totally disabled and had reached a maximum degree of medical improvement from a physical perspective.

It is noted that the claimant had an injury in 1994, a T11-12 fracture, and subsequently missed three years of work. He had an 11% impairment award from this injury.

From a psychiatric/psychological standpoint Mr. Lester reports depressed mood state, decreased disruptive sleep of 2-3 hours per night, fluctuating appetite, decreased energy, increased crying spells, increased irritability, and passive suicidal ideation. He had a plan to shoot himself in the past with a gun but did not do it secondary to thoughts of his children. He notices that he is easily irritated, especially around large noises. He identified being able to cope better with decreased irritability and improved mood state to some extent with antidepressant medication. He reports some difficulty with attention, concentration and forgetfulness. Mr. Lester stated "I have been going to the pain clinic but it doesn't help. I get irritable and depressed. I accidentally use the bathroom on myself. I have been on Paxil, Valium, Pamelor, Vistaril, now I am on Effexor and if it doesn't work any better we are going to have to change the medication".

Mr. Lester was seen for Social Security Administration evaluation and reconsidered and subsequently granted benefits on August 6, 2001. Recommendations were in large part related to the evaluations of Riaz Riaz, M.D., Psychiatrist, and Mari Sullivan-Walker, MA, Licensed Psychologist. It was opined by those evaluators that the claimant had a diagnosis of major depressive disorder, severe, generalized anxiety disorder and borderline intellectual functioning. It was felt that he was unable to obtain sustained gainful employment due to his psychiatric and physical problems. Intellectual testing by Dr. Riaz and Associates revealed an IQ score of 79 (April 9, 2001 evaluation). Verbal score was 85, performance score of 76. (This is inconsistent with the current intellectual functioning results of 09/18/01 which revealed a full scale IQ of 90, verbal IQ of 81 and performance IQ of 103). Nevertheless, the claimant was diagnosed by those evaluators as having borderline intellectual functioning and a learning disorder NOS. It was further opined by Dr. Riaz that the claimant was unable to follow work rules related to coworkers, deal with the public, utilize judgement, interact with supervisors, deal with work stressors or function independently. Therefore, it was ruled the claimant had marked restrictions of activities of daily living.

REHABILITATION AGENCY INVOLVEMENT: The claimant was released to light duty work, however, the employer stated that he did not currently have light duty positions available (04/18/00). He was referred to rehab services on 04/02/00.

PERSONAL HISTORY: The claimant does not use alcohol or illicit drugs in an abusive or dependent fashion. He denied smoking tobacco. Activities of daily living are described as dependent on his spouse with her assisting him in grooming and dressing, preparing and obtaining food. He reports he cannot perform basic physical activities for any length of time due to pain with squatting and twisting. He reports difficulty with thinking, understanding, emotional functions, communication, sensory feeling in his legs and back, hand functions including grasping, travel, home care, sleep and recreational activities. He attempted to fish but it hurt his back. He will occasionally go to church but he does not like being around other people. He reports significant decreased libido since his injury. Past trauma history is significant for

West Virginia Psychiatric Services

304-766-4421 Fax 804-766-4461 Jjusticemd@aol.com Page 4 - Psychiatric IME Evaluation

RE: Christopher Lester

Date: 09/18/01

a house fire, motor vehicle accident, death of his sister, mother and father-in-law, injury on the job and a home accident. The claimant perceives himself as 100% disabled with regard to family home responsibilities, recreation, occupation, sexual behavior, 90% disabled in self care and life support activity and 80% disabled with regard to social activity.

PAST MEDICAL HISTORY: Past medical history is significant for injury to his back, neck, shoulders and cerebral concussion on 03/10/00. The claimant also has a history of a thoracic spine injury in 1994.

CURRENT TREATING PHYSICIANS: Dr. Riaz Riaz, psychiatrist; Dr. Snyder.

PAST PSYCHIATRIC HISTORY: Mr. Lester reports preexisting psychological counseling regarding marital issues in 1992. Family history of psychiatric illness is unremarkable. He has been in treatment with Riaz Riaz, M.D., psychiatrist, since April 9, 2001 as well as in counseling. He reports he has had minimal benefit as a result of psychiatric medication and therapy. Past inpatient psychiatric history is unremarkable.

CURRENT MEDICATIONS: Oxycontin, Flexcril, Pamelor, Effexor 75 mg "2-3 times a day", Vistaril.

ALLERGIES: No known drug allergies.

PRIOR WORK RELATED INJURIES: 08/10/94 back injury 10% award; 02/10/01 back, neck, shoulder, head 20% award.

DEVELOPMENTAL HISTORY/HISTORY OF FAMILY OF ORIGIN/SOCIAL HISTORY: Claimant is married to his 28 year old wife, April, of 6-1/2 years. He lives at home with his wife, his son, Christopher, age 4, and his son, Samuel, age 2. His daughter, Kendall Blankenship, age 7, lives with him part-time. He provides a past history of being diagnosed with a learning disability, however, not until February 2001. He denied psychiatric symptoms prior to that following his injury. He has been married on two occasions. Family history of psychiatric illness is denied. Childhood was described as stable without physical, sexual or emotional abuse. Recent stressful events have included his daughter moving to South Carolina, serious arguments in the home, death of family members, bad behavior of family members, personal injury, sexual difficulties, disability and financial stress. Claimant was born in Madison, raised in Hewett, West Virginia. Parents are living. He has one brother and four sisters. He is the youngest child. He completed the 12th grade and received a diploma with a 2.58 grade point average. He reports allergies to dogs, cats and dust mites. Past military history is unremarkable. Past legal history is reported as "harassment".

Mr. Lester has received training in emergency medical technology and electrical building. His work has mostly consisted of truck driving.

OCCUPATIONAL HISTORY: The claimant reports a stable work history as a truck driver for 3-1/2 years. He denied having a good relationship with coworkers and supervisors, stating he ceased work due to pain and nerve difficulties. He believes he is unable to return to work due to pain. "My back hurts". He did not make any attempt to return to work. He stated "I would love to be able to go to work if my

West Virginia Psychiatric Services

804-766-4421 Fax 804-766-4461 Justicemd@aol.com